

1 staff recommends that all vertical features be made available to CLEC's at this cost
2 based rate. With regard to the issue of -- with regard to the timing issue, it is true
3 that the vertical feature study was not analyzed in the same depth by Commission
4 consultant, Ms. Dismukes, as other features and other aspects of the study. Staff
5 does not oppose conducting further proceedings to true-up the number in the
6 future if that's the Commission's wish. With regard to the non-recurring costs, the
7 ALJ -- that's the costs related to service ordering, disconnection and testing. The
8 ALJ recommends fall out rates and the operational support systems should
9 decrease in increments over an 18-month period. What the ALJ is referring to are
10 the rates that are the CLEC applications that have to be processed manually versus
11 being processed mechanically through the BellSouth's electronic interface devices.
12 Her point -- the ALJ's point being that as time progresses, the interface devices
13 should work more efficiently and there should be less manual processing. The staff
14 position is to adopt Kim Dismukes' position that disconnect charges should be
15 incurred at the time of disconnect and not at the time of service hook-up. Staff
16 used BellSouth's OSS fall out rates as default numbers because of time constraints.
17 The OSS charges could be in a further analysis if that's the Commission's wishes
18 at this time. With regard to the issue of geographic deaveraging, the ALJ
19 recommends adoption of Ms. Dismukes' statewide average rates as interim until
20 the Commission can establish geographic deaveraged rates based on approved
21 density zones. Staff's position is that the Commission should adopt Kim
22 Dismukes' statewide average rates set forth in her KHD-9 and KHD-10. There
23 should not be geographic deaveraging of wholesale rates without geographic

1 deaveraging of retail rates. There should be no geographic deaveraging outside
2 the context of a universal service fund proceeding. In sum, the staff is
3 recommending that the Commission adopt its consultant's numbers that are in the
4 record, but the staff is cognizant of the issues that the ALJ has raised with regard
5 to some of the timing constraints and so with the recommendations I've made,
6 hopefully I've given the Commission some guidance on how they can proceed and
7 the staff's position with regard to some of those issues. And we're here to answer
8 any questions that the Commissioners may have with regard to that.

9 **VICE CHAIRMAN DIXON:** Thank you so much, Mr. Guarisco.

10 **COMMISSIONER FIELD:** I'd like to ask BellSouth, if we adopted staff's
11 recommendation and then would it cause y'all any problems if we continue to have
12 hearings on the vertical features and the non-recurring costs? We'll accept Ms.
13 Dismukes -- just for assumption, if that were to -- and then continue to have
14 hearings on those two issues.

15 **MR. HAMBY:** Commissioner -- and I want to verify some of the words that Paul
16 used, but what I think we're saying and what I think I heard is that Ms. Dismukes'
17 numbers would be viewed as permanent, cost based rates and that then the staff
18 would have an opportunity to come back later and revisit some of these. I would
19 hate for us to leave the docket open and not make that determination today. We
20 would certainly agree to that and concede to that, but we would feel that today we
21 need to establish, number one, that it's her stand alone prices on those exhibits as
22 distinguished from the platform and that those would be viewed as permanent, cost
23 based rates and that you would reserve the right to have another proceeding to

1 examine this further if you elected to do, but that, basically, the docket as far as
2 cost would be closed.

3 **CHAIRMAN OWEN:** That's not what is recommended, is it, Paul?

4 **MR. GUARISCO:** Well, I think we're looking at -- I think we're splitting hairs
5 over procedure. I think what Mr. Hamby is saying, let's adopt the numbers on the
6 table today by the Commission consultant, Kim Dismukes, and this docket's over
7 with, but the Commission retains the right, as it always retains the right, to review
8 -- to revisit any numbers it wishes to revisit in the future. And I just put on the
9 table the staff's position that we have filed numbers in the record and we've had --
10 when we presented those numbers and we stand by those numbers, but the
11 intervenors and the ALJ have raised legitimate concerns with regard to the timing
12 on certain issues. And there's testimony in the record with regard to the amount
13 of analysis that the staff consultant had time to allocate to vertical features and
14 non-recurring costs. So, we acknowledge that we spent more time on certain
15 issues and less time on other issues and where we did not spend a significant
16 amount of time, the staff used BellSouth's numbers as default, meaning we didn't
17 say they were good or we didn't say they were bad. We just said, we don't have
18 time to do an in depth analysis of what these numbers are. We're going to go with
19 them. And so the intervenors' point is that, well, heck, we need to be able to look
20 at those numbers before we adopt anything and the staff's position is that we can
21 adopt numbers today and if the Commission so --

22 **CHAIRMAN OWEN:** Aren't you recommending that they be adopted as interim
23 rates? Hamby used the term, "permanent rates."

1 **MS. MCHENRY:** I think he used the term "permanent rates" as of today subject
2 to your right always --

3 **CHAIRMAN OWEN:** I'm afraid I can't hear you.

4 **MS. MCHENRY:** I'm sorry. I think nothing is ever final when you produce a
5 rate, but I would say I think what I'm hearing is that Paul is recommending that
6 Kimberly's rates be adopted as the rates that come out of this proceeding. The
7 Commission always has the right to revisit any rate it wants to at any time.

8 **CHAIRMAN OWEN:** I was under the impression the recommendation was that
9 they be adopted as interim rates subject to true-up. Is that right or wrong?

10 **MR. GUARISCO:** With regard to vertical features, staff does not oppose
11 conducting further proceedings to true these numbers up in the future if that's the
12 will of the Commission. So, I'm not going to stand here and object to a true-up
13 process for the vertical features if that's the will of the Commission.

14 **CHAIRMAN OWEN:** Well, I must be -- okay. I'm sorry.

15 **MR. GUARISCO:** I'm recommending that the rates be adopted today. I guess I
16 didn't spend much time contemplating the exact language. I think when we do
17 these types of hearings and we do these types of rulings, we just say, okay, we
18 adopt these numbers. And what that means is that the Commission adopts a
19 number at the hearing and we go back and we write an order saying that, pursuant
20 to the Commission's vote, the Commission adopted X, Y, Z numbers. We can
21 always revisit the numbers in the future.

22 **CHAIRMAN OWEN:** Anything else? Do you have a motion, Jimmy?

23 **COMMISSIONER BLOSSMAN:** Let me ask, if we don't close the docket

1 today, what does that do to your filing with the FCC?

2 **MR. HAMBY:** I'm not certain what it will do, but I think just in terms of
3 gathering the information necessary for the filing at the FCC, it would make it a lot
4 neater and a lot cleaner to have a closed docket where we can basically draw a line
5 in the sand and gather all data from that point back recognizing that the
6 Commission has an opportunity to come forward, as Paul says, any time they want,
7 and re-examine something. I think it would have some importance to us that we
8 have a clearing of the slate, if you will, because what we don't want, frankly, is for
9 some party to come in next week and say, hey, this docket's open. I want to file a
10 motion X, Y, Z and I want a hearing and I want to get back to the Commission
11 and I want reconsideration and so forth. And to avoid that, if you could close the
12 docket and just deem these whatever you normally deem a price you adopt and let
13 us go forward, that would be much more valuable, I think.

14 **MR. GUERRY:** May I respond? Thank you. We went through ten days of
15 hearings and came out with an ALJ recommendation on some of the more
16 significant issues that says, adopt Ms. Dismukes' rates as interims subject to true-
17 up, but additional hearings are necessary. The issue of closing the docket versus
18 leaving the docket open is -- well, I think bewildered is the word Ms. McHenry
19 used when describing our motion and perhaps I'm a little bit bewildered about that.
20 The administrative law judge recommendation is clear that on certain issues
21 additional hearings are necessary. The rates then should be interim subject to true-
22 up when those additional hearings are concluded. Now, if the Commission is
23 determined to close the docket, then we ask that it immediately open a new one

1 now to consider the issue of vertical services and non-recurring charges so that we
2 can finish the process and know exactly what we're dealing with. And if that -- we
3 think that you should continue the entire issue to let us finish it and we believe, as I
4 said before, that if you order it to be done like it was -- we all spent a lot of time
5 trying to get as far as we could down this road. I don't think it hurts anybody if
6 we finish our work.

7 **CHAIRMAN OWEN:** Do we -- does anybody have a motion on this issue?

8 **COMMISSIONER FIELD:** I think we have a motion to delay that's pending. It
9 hadn't been voted on.

10 **MR. EDDINGTON:** The motion's been filed with the Commission, but there has
11 not been a motion from the Commission.

12 **CHAIRMAN OWEN:** Well, I don't know if that's -- is that formally before us? I
13 guess -- you say, filed it with the ALJ.

14 **MR. EDDINGTON:** It appears to me --

15 **CHAIRMAN OWEN:** Well, let me back up. Should we vote on the AT&T
16 request for a delay?

17 **MR. EDDINGTON:** I would simply submit that if the Commission desires to, it
18 should do so. If there's no interest in entertaining this motion, then you shouldn't.
19 I don't mean to be evasive.

20 **CHAIRMAN OWEN:** I haven't seen anything. I've heard an argument out here
21 and we don't normally vote on arguments. I'm not opposed to it. Does anybody
22 have a motion on AT&T's request for a delay? Does anybody want to go home
23 and not worry about Bell's price cost for another month? Shall we adjourn this

1 meeting?

2 **VICE CHAIRMAN DIXON:** I think in the interest of competition, we need to
3 do something.

4 **COMMISSIONER BLOSSMAN:** Do we make -- if we're not going to entertain
5 the motion to delay, do we need to make a motion to not?

6 **VICE CHAIRMAN DIXON:** Does it just go right on?

7 **MR. EDDINGTON:** Are you saying do you need to move to deny the motion?

8 **COMMISSIONER BLOSSMAN:** Yes, do we need to?

9 **MR. EDDINGTON:** No, sir. You do not need to do so.

10 **COMMISSIONER BLOSSMAN:** Okay. Well, there's nobody wanting to delay.

11 **MR. HAMBY:** Could I make just a couple of clarifying points?

12 **VICE CHAIRMAN DIXON:** Nobody's stopping you.

13 **MR. HAMBY:** First is I think as pointed out in Mr. Guarisco's comments, you
14 need to deal with the ALJ report today, because whatever you do here if you don't
15 deal with that there are numerous items of conflict including some of your previous
16 policy decisions on deaveraged cost and those sorts of things. The other thing is
17 regarding what we're going to call these things. Why don't we just call them what
18 they're called in your caption here which is "reasonable, non-discriminatory, cost
19 based, tariffed rates?" I would propose that. And then the last thing is, based on
20 Mr. Guerry's comments about immediately reopening a docket, I really do think
21 you need to close this docket. Or if not, we're going to have a fight next week
22 before the ALJ.

23 **COMMISSIONER BLOSSMAN:** Well, I have a motion. Is it proper time to

1 read my motion?

2 **CHAIRMAN OWEN:** I've been begging for a motion for something.

3 **COMMISSIONER BLOSSMAN:** I know. The watch went off a little while
4 ago. All right. I move that we reject the ALJ's report and adopt the stand alone
5 cost based prices on revised exhibit KHD-9 and 10. I think Paul gave it to us right
6 up here, 9 and 10 of our expert consultant, Kimberly Dismukes, based on the
7 rationale in her report. Just to be clear with respect to vertical service, my motion
8 adopts the staff's number in the staff brief of \$8.28. It is necessary to adopt the
9 stand alone rates, because the platform approach has been rejected by the 8th
10 Circuit. These permanent, cost based rates will replace the interim rates in the
11 SGAT and are approved rates for BellSouth's tariff.

12 **COMMISSIONER FIELD:** Mr. Blossman, let me ask you this: Do you think
13 that -- are you amenable to anything with reference to the vertical services and the
14 non-recurring costs?

15 **COMMISSIONER BLOSSMAN:** I think if we have to look into that I want to
16 close this docket and so Bell can proceed to the FCC. And if we need to address
17 other issues in this thing, as Paul says, we always have the right to do that.

18 **CHAIRMAN OWEN:** Well, we have a motion which has not received a second.

19 **COMMISSIONER SITTIG:** I'll second it.

20 **COMMISSIONER FIELD:** Would you accept an amendment that if your
21 motion passes that it would include -- it would immediately reopen a new docket
22 to take additional evidence on vertical features and non-recurring costs?

23 **COMMISSIONER BLOSSMAN:** I think the numbers that Kimberly Dismukes

1 has on that, and I know the 8th Circuit has ruled, and it might go to the Supreme
2 Court and it might change again. So, I don't think we need to reopen the docket
3 tomorrow. I think that if next month we need to look at it and let us discuss it for
4 the month and then we see in November that we need to open up a proceeding,
5 then we can entertain it at that time.

6 **COMMISSIONER FIELD:** Well, it concerns me that if the underlying cost data
7 was not available through the fault of no one, just a practical matter and the
8 timing, that we ought to open a new docket to look at those two aspects. That's
9 all I'm asking.

10 **MS. MCHENRY:** Commissioner, I'd like to correct one misconception. We did
11 file the underlying cost studies for vertical features. It was available.

12 **COMMISSIONER FIELD:** I know, but because of time, I believe -- am I
13 incorrect that you didn't have a chance to verify those, the underlying data?

14 **MS. KIMBERLY DISMUKES:** You're correct. I did look at the vertical
15 features cost study and I did spend time on it and I did make recommendations and
16 made changes to it, but in the process of my review, there were certain questions
17 that came to my mind that I felt could be resolved differently rather than just
18 accepting what was in the BellSouth model on the vertical features if I had more
19 time and if I had the opportunity to do discovery. So that's -- it was looked at, I
20 did make changes to it and I did analyze it, but there were just certain things that I
21 could not do because of time constraints. If there was addition time or if you
22 opened another docket, the number that might result from my recommendation
23 could be higher or lower than what you're voting on here today and we don't

1 know that. And it may not be substantially different either, but it would be
2 different. I can tell you that.

3 **CHAIRMAN OWEN:** Ms. King, you obviously want to have a word. And I ask
4 you please to be brief, because Mr. Blossman is getting anxious to go home.

5 **MS. KATHERINE KING:** I've noticed and I will be brief. And I held back to
6 make sure that we were over the motion for delay, but it sounds like we've moved
7 into the substantive issues before you today, so let me just address a couple of
8 points. There are, I guess, basically four options before you: The BellSouth
9 methodology, the staff methodology, the Hatfield studies that MCI and AT&T put
10 forth and the staff's recommendation as modified by the ALJ recommendation. I
11 wanted to let you know what adoption of the staff's numbers will actually do to
12 competition in Louisiana. You've previously taken actions to be aggressive on
13 adding competition in the long distance market, because competition is a good
14 thing overall, and I hope that you will take the same approach in adding more
15 competition or allowing competition to come into the local market. If we look at
16 the staff's recommendation and we've run a scenario for what cost would be for a
17 residential customer. In this scenario, MCI Metro would be a local service
18 provider just as an example and purchases a loop, NID and cross connects on an
19 unbundled basis in a physical co-location scenario. The non -- the recurring costs
20 that MCI Metro would pay on a monthly basis would be \$34.91 on a monthly
21 basis. That's cost just for the interconnection for the unbundled network
22 elements. Non-recurring costs would total \$63.87 and what -- in our scenario,
23 what we looked at we assumed that you would amortize that over a two-year

1 period assuming in a competitive market we could keep a customer for two years.
2 We would never recover the non-recurring costs. The rates that we could charge
3 for a residential customer would not even cover our recurring costs and even if we
4 add in additional revenues that the local service provider might be able to make
5 from access, from long distance, if the residential customer had long distance rates
6 on a monthly basis of \$140 a month, we would still not be covering costs. So I
7 think with adoption of the staff recommendation, we are not going to see
8 competition come into Louisiana and be offered to customers. Similar review of
9 business services results in the same problems. I concur in the comments made
10 earlier about additional work needs to be done on vertical features and the non-
11 recurring cost area. As far as adopting rates today that we term as reasonable,
12 cost based rates, I mean, what we've just heard from staff counsel is that certain
13 numbers from the AT&T study were adopted as default rates because they didn't
14 have time to review them adequately. Certainly, we can't issue -- I mean, I would
15 hope that an order is not issued saying that those numbers are cost based -- result
16 in cost based rates when you're looking at the staff recommendation that they're
17 saying that they haven't even reviewed those numbers adequately. One final point
18 that I want to make and it's in reference to BellSouth's -- Mr. Hamby's comments
19 about time is money and the benefits that we're going to see in the long distance
20 market from additional competition in the long distance market. He referred to
21 what we have now as an oligopoly and I don't know that I agree with that
22 terminology, but if you look at the tariff that's been filed by BellSouth Long
23 Distance before this Commission, their rates squarely place them between long

1 distance rates for MCI and AT&T, so they have joined the oligopoly. Thank you.

2 **MR. HAMBY:** If you need clarification, I'd like to clarify just one point and
3 maybe --

4 **CHAIRMAN OWEN:** Okay. But I don't -- I'm not going to let --

5 **MR. HAMBY:** If you don't need it, that's fine.

6 **CHAIRMAN OWEN:** You go ahead.

7 **MR. HAMBY:** I was just going to say that she was talking about the residence
8 rates and this is a very important distinction. This Commission has approved the
9 highest resale discount in our region which is about 21%, so you can have our
10 highest residence line, 1-FR in Louisiana, as a reseller for \$10.12.

11 **CHAIRMAN OWEN:** Okay. I think we ought to cut off the discussion, because
12 obviously we could argue this for a long time. We have a commotion --

13 (LAUGHTER)

14 **COMMISSIONER SITTIG:** I think we all agree.

15 **CHAIRMAN OWEN:** Did you want to say something, Paul?

16 **MR. GUARISCO:** Well, I would just like -- I think it would be appropriate. I
17 think there was some confusion with regard to the true-up process in the
18 Commission's Order U-22252-A on the -- with regard to how the true-up process
19 would work with regard to the rates could only be adjusted downward. I just
20 would like if the Commission could clarify how the process is supposed to work,
21 because I took the position in the brief that the rates according to that order could
22 be adjusted downward but not upwards, but the parties have argued that that's not
23 the intent of the Commission's decision. That it was designed to make sure that

1 no party that went into business would have to actually pay BellSouth -- would be
2 in a posture of owing BellSouth from the interim period where they utilize the
3 interim rates. And I was just looking if there was some type of clarification with
4 regard to the true-up process where the Commission just states that the rates shall
5 only be adjusted downward as a result of this docket.

6 **MR. HAMBY:** We have that procedure in another state and I can clarify, I
7 believe, unless somebody else wanted to speak to it. I think what the motion says
8 is that the permanent rates as established on KDH-9 and 10 or whatever it is would
9 replace the interim rates. So, going forward, the new rate goes in whether it's
10 higher or lower. During the interim time, if somebody has had one loop, let's say,
11 in place for \$19.00 and the new price is \$18.00, that means we would give them
12 the difference during the interim. But if the price was \$19.00 and it goes up to
13 \$20.00, we would be due \$1.00 and the Commission, in your 271 Order, said you
14 don't get the dollar back. So, the Kimberly Dismukes rates go in going forward
15 and if there is an adjustment due to the CLEC because the new rate is lower than
16 the interim rate, then we give it to them for the number of months that it's been in
17 service.

18 **COMMISSIONER SITTIG:** But you don't get it if it's higher?

19 **MR. HAMBY:** We forego what we would get if it's higher.

20 **MR. GUERRY:** May I respond, Mr. Chairman?

21 **COMMISSIONER SITTIG:** Does that answer your question, Paul?

22 **MR. GUARISCO:** Yes, but my question is that -- I guess, is that the
23 interpretation of the Commission and if that's the interpretation of the

1 Commission, it answers my question.

2 **MR. GUERRY:** Mr. Chairman, may I respond to that?

3 **CHAIRMAN OWEN:** I don't think so. I think we're going to go ahead and
4 vote, David.

5 **COMMISSIONER FIELD:** We ought to clarify that. I'd like to see what they
6 think.

7 **CHAIRMAN OWEN:** All right. Have at it, David.

8 **MR. GUERRY:** I'll be real brief. That's not what the order says. That's not
9 what the order says. The order that you issued in the 271 case as moved by
10 Commissioner Blossman says that those rates can only be lower.

11 **MR. HAMBY:** Doesn't the motion today clarify that? It says, the permanent
12 rates replace the interim rates. I think that's the end of the story.

13 **MR. GUERRY:** Well, Mr. Chairman, I'm not trying to engage in a colloquy with
14 Mr. Hamby when I'm addressing you, but I believe that the position of the
15 Commission has been consistently that once you order something, that's what you
16 order and at some point in this process we have to be able to rely on those. The
17 order in the 271 case says that they are only subject to being lowered. That's what
18 it says. Now, if we're going -- at some point we begin the process of changing
19 these every month and the order --

20 **MR. HAMBY:** Don't --

21 **MR. GUERRY:** I'm sorry.

22 **MR. HAMBY:** No, you go ahead. You keep accusing me of being rude in a very
23 nice way.

1 **MR. GUERRY:** I don't remember doing that, but in any event, Mr. Chairman,
2 that's not what the order says. Thank you for the opportunity to speak.

3 **MS. MCHENRY:** It's true. It's your order. You're the ones that know what it
4 means. What it says is that the rate may only be adjusted downward as a result of
5 the true-up process. What you're talking about is the interim rates that were in
6 effect during the true-up process. Those rates can only be adjusted downwards
7 during the true-up process. After the true-up process when we've got the
8 permanent rates, my interpretation is those go forward. But it's true, it's your
9 order.

10 **COMMISSIONER BLOSSMAN:** Well, once you get a final number, how do
11 you -- you know, it's a final number. In the true-up process --

12 **MS. MCHENRY:** On a going forward basis.

13 **COMMISSIONER BLOSSMAN:** Right.

14 **MR. HAMBY:** I think your order today is very clear and we won't have any
15 problem.

16 **VICE CHAIRMAN DIXON:** Obviously, it's not so clear, Mr. Hamby, anytime
17 staff can't understand it and if staff can't understand it, I have a problem. So,
18 maybe we ought to spend another minute and making sure that Mr. Guarisco and
19 staff is clear about the order. Because y'all have made it clear as mud to me. I
20 thought I knew what we ordered. Unless what we're saying is, that it was going
21 to be so high on the front end until when you true-up, it couldn't do anything but
22 go down. Unless that's what you're saying, I don't know. And if that's it then,
23 what is in place is proper, because in competition and this is what y'all all said,

1 prices are going to go down. So, that rationale, that follows and that make sense.

2 But I want to make sure Mr. Guarisco understands and if he needs us to speak,

3 then we can tell him that and we can be clear for him.

4 **MR. GUARISCO:** I appreciate that. And that's all the staff was looking for was
5 some direction with regard to how we would implement it and I think that the
6 Commission can vote today to implement rates and it can vote today to implement
7 rates that are no higher than the interim rates or it can vote today to implement the
8 rates that are proposed by the staff consultant, Ms. Dismukes. But I just had in
9 that 271 Order that one clause I think that you have a copy of, I just wanted to
10 make sure I understood how the mechanism worked with regard to the true-up
11 process.

12 **CHAIRMAN OWEN:** I'm going to call it to a vote. Commissioner Blossman?

13 **COMMISSIONER BLOSSMAN:** Yes.

14 **CHAIRMAN OWEN:** Commissioner Dixon?

15 **VICE CHAIRMAN DIXON:** Yes.

16 **CHAIRMAN OWEN:** Commissioner Field?

17 **COMMISSIONER FIELD:** Jay, did you accede to my amendment or do I need
18 to make that separately?

19 **COMMISSIONER BLOSSMAN:** We just said we could look at that in
20 November. I wouldn't want to open the docket tomorrow. I'd like to look at it in
21 November if we need to look at it.

22 **COMMISSIONER FIELD:** I'll vote yes.

23 **CHAIRMAN OWEN:** Commissioner Sittig?

1 **COMMISSIONER SITTIG:** Yes.

2 **CHAIRMAN OWEN:** Commissioner Owen votes no. It goes four to one. Jay,
3 you have one other item you wanted to --

4 **COMMISSIONER BLOSSMAN:** Well, I would just like -- well, is it -- do you
5 have to read anything on it?

6 **MR. EDDINGTON:** Yes. The final item on today's agenda is Exhibit Number 40
7 which is a request for an update by BellSouth Telecommunications as to the status
8 of their 271 application with the Federal Communications Commission.

9 **MR. HAMBY:** Several of you have asked me and others in our company about
10 what we're planning to do at the FCC and I've talked to some of you about it.
11 And, apparently, Commissioner Blossman wanted us to talk publicly. As I said
12 earlier, when we are approved at the state level, we basically draw a line in the
13 sand and start gathering all relevant market place information. And it's not until
14 you approve us that we can begin that process. I've been involved in a lot of
15 meetings and a lot of conference calls with our lawyers and experts and we're
16 gathering our filing to go to the FCC. We are expecting that we will file within
17 about the next week at the FCC. Once that happens, there will be a 20-day
18 comment period in which this Commission and other parties could provide
19 comments. I have explained to some of you that since that comment period may
20 expire before you meet again, it would be helpful to us if we could get a simple,
21 straightforward position from this Commission that would support us at the FCC
22 and make it clear that we have adopted the cost based prices, which we will do as
23 soon as we get the order, Brian. And that we have adopted the other

1 modifications that were ordered by the Commission, so I guess there's a couple of
2 things that we would ask if the Commission would be so inclined. One would be
3 that we get a quick order and I would envision it being a short order just adopting
4 Kimberly's numbers. And, secondly, if we could get some statement from the
5 Commission that says, we support you at the FCC and we've approved the SGAT
6 and go forward and God bless, that would be helpful too. It would simplify it.
7 One thing I'd like to clarify in the 271 discussion, and I had a discussion with
8 Commissioner Field during the break about this, is that the docket that he
9 suggested opening earlier today in no way will impact the SGAT. This docket is
10 not intended to be a reevaluation of anything that was evaluated in the SGAT. It is
11 basically ongoing monitoring just like you do under your general rules for other
12 carriers. So, if we could get a quick order from the Commission and we could get
13 a statement endorsing and approving us to go forward, that would be helpful to us.

14 **CHAIRMAN OWEN:** Is that all, Jay?

15 **COMMISSIONER BLOSSMAN:** Yes, I don't know if we -- can we get the
16 order? Do we say we need the order by next week or as quick as we can get it,
17 Paul?

18 **MR. GUARISCO:** Yes, we can get it by -- we can get it -- today's Wednesday. I
19 guess we can get it by Friday.

20 **MR. HAMBY:** Okay. That would be great.

21 **COMMISSIONER BLOSSMAN:** And we just want to -- I don't know if --

22 **CHAIRMAN OWEN:** What kind of an order?

23 **VICE CHAIRMAN DIXON:** That's what I was about to say. Wait. I thought

1 we were getting an update.

2 **CHAIRMAN OWEN:** We had a three to two vote for them to go to the FCC.

3 Now, what kind of an order are we looking for now?

4 **MR. GUARISCO:** No, I think they were -- if I understood, I think Commissioner
5 Blossman was referring to the order on the previous vote on the cost docket.

6 **COMMISSIONER BLOSSMAN:** Exactly.

7 **MR. GUARISCO:** That the Commission adopted the rates proposed by Kim
8 Dismukes.

9 **VICE CHAIRMAN DIXON:** Okay, because we just accepted her rates. So,
10 you're talking about what we just did.

11 **MR. HAMBY:** That's right.

12 **VICE CHAIRMAN DIXON:** Okay. Be clear, because I understand you're
13 supposed to be giving us an update and you're asking us for a brand new order.

14 **COMMISSIONER BLOSSMAN:** No, no. Not a new order.

15 **VICE CHAIRMAN DIXON:** Okay. I see now.

16 **SECRETARY ST. BLANC:** Just get the order out that we just voted on.

17 **VICE CHAIRMAN DIXON:** It wasn't clear. I'm sorry.

18 **CHAIRMAN OWEN:** Well, I -- are you saying, Paul, that you will have the
19 order relative to what we just voted on ready for them by Friday; is that correct?
20 Is that what we're talking about?

21 **MR. GUARISCO:** With regard to the previous agenda item, the cost docket, U-
22 22022 consolidated with 22093. Yes, sir. I think the Commission just voted. It's
23 just a matter of putting the order out like we -- in the same process we always put

1 the orders out.

2 **COMMISSIONER FIELD:** So, you're asking for a quick order and then the
3 record stands for itself and you take it up?

4 **MR. HAMBY:** That's fine. Yes.

5 **VICE CHAIRMAN DIXON:** Do we need to do anything on that?

6 **COMMISSIONER BLOSSMAN:** We don't need to make a motion and vote
7 that we encourage them at the FCC or anything?

8 **VICE CHAIRMAN DIXON:** Let me ask this: Is there any chance that the order
9 won't be ready for about two or three weeks?

10 **MR. GUARISCO:** No, I don't think that's a possibility.

11 **SECRETARY ST. BLANC:** That won't happen, Commissioner.

12 **VICE CHAIRMAN DIXON:** Thank you.

13 **CHAIRMAN OWEN:** Commissioner Field has another item.

14 **COMMISSIONER FIELD:** It's come to my attention that some of the PCS
15 providers are having problems negotiating roaming rates with some of the cellular
16 providers in our state and I would like to open a docket and have an investigation.
17 I think some of the people are here from EATEL that could explain why this is
18 needed. Mr. Chairman, if you could recognize Pat Regan and Janet, maybe they
19 could address the issue and see if y'all concur in my recommendation to open a
20 docket and have an investigation.

21 **CHAIRMAN OWEN:** Is it proper, what we're doing, Brian?

22 **MR. EDDINGTON:** Commissioner, as long as it's not going to require a vote,
23 which the actual ordering of a docket will not, this is appropriate.

ATTACHMENT 4

BELLSOUTH
TELECOMMUNICATIONS, INC.
LOUISIANA
ISSUED: February 8, 1996
BY: President - Louisiana
New Orleans, Louisiana

GENERAL SUBSCRIBER SERVICES TARIFF

First Revised Page 1
Cancels Original Page 1

EFFECTIVE: March 11, 1996

TITLE PAGE
GENERAL SUBSCRIBER SERVICE TARIFF
FOR THE
STATE OF LOUISIANA

This Tariff contains regulations and rates applicable for the furnishing of, General Exchange, Long Distance Message Telecommunications Service, Mobile Telephone Service, Wide Area Telecommunications Service and for other General Subscriber Services, equipment and facilities associated with the preceding services offered by **BellSouth Telecommunications, Inc.** within this State.¹ This Tariff is on file with the Louisiana Public Service Commission. (T)

Intrastate Communication Services are furnished through facilities provided by the Company for the transmission of intelligence by electrical impulse, principally by means of wire, radio or a combination thereof.

EXPLANATION OF SYMBOLS

When changes are made in any tariff page, a revised page will be issued canceling the tariff page affected; such changes will be identified through the use of the following symbols:

(C)	To signify changed regulation
(D)	To signify discontinued rate, regulation or text
(I)	To signify increase
(M)	To signify a move from one page to another with no change to text, regulation or Tariff.
(N)	To signify new rate, regulation or text
(R)	To signify reduction
(S)	To signify matter already appearing in another part of the tariff and repeated for clarification
(T)	To signify a change in text but no change in rate or regulation
(V)	To signify vintaged Tariff

The preceding symbols will apply except where additional symbols are identified at the bottom of an individual page or at the beginning or end of a section or paragraph.

The symbol, ®, is used throughout this Tariff to indicate registered trademarks and/or service marks.

Note 1: Wherever in this Tariff or its headings, the term "Company" or the name "South Central Bell" appears, that shall mean and shall refer to BellSouth Telecommunications, Inc., unless the context clearly indicates otherwise. (N)

BELLSOUTH
TELECOMMUNICATIONS, INC.
LOUISIANA
ISSUED: April 29, 1998
BY: President - Louisiana
New Orleans, Louisiana

GENERAL SUBSCRIBER SERVICES TARIFF

Thirteenth Revised Page 1
Cancels Twelfth Revised Page 1

EFFECTIVE: April 1, 1998

A3. BASIC LOCAL EXCHANGE SERVICE**A3.1 General**

- A. Rates for basic local exchange service are related to the total main station lines; main Centrex Type Services station lines and private branch exchange trunks in the Basic Local Calling Area as described in A3.6.
- B. Base Rate Areas, Zone Rate Areas, and Exchange Service Areas for each exchange are identified on maps filed as a supplement to the tariff.
- C. The rate for service and equipment not specifically shown in this section are presented in other sections of this Tariff.
- D. Individual main station line service is comprised of serving central office line equipment and all outside plant facilities needed to connect the serving central office with the customer premises at the demarcation point. These facilities are Company-provided and maintained and provide access to and from the telecommunications network for message toll service and for local calling appropriate to the tariffed use offering selected by the customer.
- E. Effective with billing periods on or after May 13, 1987, a subscriber line charge is implemented at the rates shown following. The subscriber line charge is applicable to each working access line.
 - 1. Subscriber Line Charge - residence

		Monthly Rate	USOC
	(a) Each	\$1.00	9LP
2.	(DELETED)		

(D)

A3.2 Statewide Rate Schedules**A3.2.1 Flat Rate Schedule**

- A. The rate groups include Main Station Lines, PBX Trunks and Centrex Type Services Main Station Lines.
 - 1. Monthly Rates

	Residence 1-Pty.	Business 1-Pty.	USOC
(a) Group 1 (0 - 7,600)	\$10.97	\$28.68	NA
(b) Group 2 (7,601 - 10,100)	11.18	29.36	NA
(c) Group 3 (10,101 - 13,300)	11.39	30.04	NA
(d) Group 4 (13,301 - 17,600)	11.60	30.72	NA

BELLSOUTH
TELECOMMUNICATIONS, INC.
LOUISIANA
ISSUED: April 29, 1998
BY: President - Louisiana
New Orleans, Louisiana

GENERAL SUBSCRIBER SERVICES TARIFF

Twelfth Revised Page 2
Cancels Eleventh Revised Page 2

EFFECTIVE: April 1, 1998

A3. BASIC LOCAL EXCHANGE SERVICE**A3.2 Statewide Rate Schedules (Cont'd)****A3.2.1 Flat Rate Schedule (Cont'd)****A. (Cont'd)****1. Monthly Rates (Cont'd)**

	Residence 1-Pty.	Business 1-Pty.	USOC	
(e) Group 5 (17,601 - 23,300)	\$11.81	\$31.40	NA	
(f) Group 6 (23,301 - 30,800)	12.02	32.08	NA	
(g) Group 7 (30,801 - 40,700)	12.23	32.76	NA	
(h) Group 8 (40,701 - 53,800)	12.43	32.87	NA	(R)
(i) Group 9 (53,801 - 71,200)	12.64	33.00	NA	(R)
(j) Group 10 (71,201 - 94,100)	12.64	33.00	NA	(R)
(k) Group 11 (94,101 - 124,500)	12.64	33.00	NA	(R)
(l) Group 12 (124,501 - 164,600)	12.64	33.00	NA	(R)
(m) Group 13 (164,601 - 217,700)	12.64	33.00	NA	(R)
(n) Group 14 (217,701 - 287,900)	12.64	33.00	NA	(R)
(o) Group 15 (287,901 - 380,700)	12.64	33.00	NA	(R)
(p) Group 16 (380,701 - 503,500)	12.64	33.00	NA	(R)
(q) Group 17 (503,501 - 665,800)	12.64	33.00	NA	(R)
(r) Group 18 (665,801 - 880,600)	12.64	33.00	NA	(R)
(s) Group 19 (880,601 - 1,164,600)	12.64	33.00	NA	(R)

BELLSOUTH
TELECOMMUNICATIONS, INC.
LOUISIANA
ISSUED: November 18, 1997
BY: President - Louisiana
New Orleans, Louisiana

GENERAL SUBSCRIBER SERVICES TARIFF

Seventh Revised Page 2.1
Cancels Sixth Revised Page 2.1

EFFECTIVE: January 1, 1998

A3. BASIC LOCAL EXCHANGE SERVICE

A3.2 Statewide Rate Schedules (Cont'd)

A3.2.1 Flat Rate Schedule (Cont'd)

- B. Residence two and four party basic exchange service will be converted to individual line service within six months of the effective date of this tariff change. A one-time \$20.00 credit on the subscriber's bill will be given when a two or four party residence subscriber converts to an individual line.
- C. **(DELETED)**
- D. Flat Rate subscribers receive free local calling to all locations within the Basic Local Calling Area as described in A3.6. Local calls completed within the Expanded Local Calling Area as described in Section A1. will be billed according to the rates and regulations as specified in A3.32 or A3.33 of this Tariff.

(D)

A3.2.2 Reserved For Future Use